IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

Civil Revision No. 6438 of 2007
Date of decision : December 13, 2007

Amanpreet Singh

....Petitioner

versus

Harnek Singh

....Respondent

Coram: Hon'ble Mr. Justice Pritam Pal

Present : Ms. Rahish P. Dudeja, Advocate for
Ms. Upasana Gupta, Advocate, for the petitioner

Pritam Pal,J. (Oral)

Petitioner has brought this revision petition under Article 227 of the Constitution of India for setting aside order dated 6.11.2007 passed by learned Civil Judge (Junior Division), Ludhiana, whereby his evidence has been closed by order.

Without going into any further details, suffice it to say that before the court below, petitioner who is a law student had already tendered an affidavit in support of his evidence being the plaintiff but his cross-examination had been deferred for 5.11.2007. In fact, on this aforesaid date, petitioner had to appear in the LL.B. Second Year paper of Administrative Law at Merut, therefore, he could not appear in the court on that day for his cross-examination to be conducted by the opposite counsel. Taking into account the aforesaid contention raised by learned counsel for the petitioner, I feel that no notice is required to be sent to the respondent and as such this petition is disposed of with a direction that the learned trial

court shall give one effective opportunity to the petitioner so that he could be cross-examined by the opposite counsel, subject to payment of costs of Rs 3000/- to the respondent-defendant.

(Pritam Pal)
December 13, 2007 **Judge**
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